



Case 2:23-cv-00467-TS-CMR Document 186 Filed 12/10/24 PageID.5610 Page 1 of 3

CONSTABLE'S RETURN

Docket #: 107344

Capana Swiss Advisors AG, et al VS AmeriMark Group AG

Reference #: 107344

Case # 2:23-cv-00467-ts-cmr

I, **Bradlee Sa'u**

being first duly sworn on oath and say: I am a duly appointed Private Investigator, Salt Lake County, State of Utah, a citizen of the United States, over the age of 21 years at the time of service herein, and not part of or interested in the within action.

I received the within and hereto annexed,

Summons on a Third-Party Complaint & Exhibits 1-35

on **Nov 25, 2024**, and served the same upon

AmeriMark Group AG

a within named **Third Party Defendant** in said article(s) by serving a true copy of said article(s) for the Third Party Defendant with

Martin Fasser Heeg (Registered Agent)

a person of suitable age and discretion at

50 West Broadway, Suite 1000, Salt Lake City, UT 84101

not the usual place of abode or business.

Served on **Nov 26, 2024 at 8:58 AM.**

I declare under criminal penalty of the State of Utah that the foregoing is true and correct. I further certify that at the time of service of the said article(s), I endorsed the date and place of service and added my name and official title thereto.

Private Investigator

A129141

Constable Reitz, Salt Lake County Constable

7026 South Commerce Park Drive #101

Midvale, UT 84047 (801) 255-5468

TOTAL CHARGES: \$100.00

NOTES

Service was completed at the Law Firm.

Court: USDC

ASP

UNITED STATES DISTRICT COURT

NOV 25 2024

for the
District of Utah

107344
107344

Capana Swiss Advisors AG, et al.

Plaintiff

v.

Rymark, Inc. et al.

Defendant, Third-party plaintiff

v.

AmeriMark Group AG, et al.

Third-party defendant

Civil Action No. 2:23-cv-00467-TS-CMR

SC

EX 1 - 35"

SUMMONS ON A THIRD-PARTY COMPLAINT

To: (Third-party defendant's name and address)

AmeriMark Group AG
c/o Martin Fasser Heeg
Steinhauserstrasse
74, 6301, Zug

Date Nov 26, '24 Time 8:58am

R/O 50 W. Broadway #1000

Upon Martin Fasser Heeg - R/A

Handwritten signature

Deputy - Private Investigator - Process Server
Constable Reitz, Salt Lake County
7026 Commerce Park Dr. #101, Midvale, UT
84047 (801) 255-5468

A lawsuit has been filed against defendant AmeriMark Group AG, who as third-party plaintiff is making this claim against you to pay part or all of what the defendant may owe to the plaintiff Rymark, Inc., et al.

Within 30 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff and on the defendant an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the defendant or defendant's attorney, whose name and address are:

Chad S. Pehrson (cpehrson@kba.law), Robert P. Harrington (rharrington@kba.law), Stephen Richards (srichards@kba.law)
KB&A (801-994-4646)
50 West Broadway, Ste 1000, Salt Lake City, T 84101

It must also be served on the plaintiff or plaintiff's attorney, whose name and address are:
Eric A. Christiansen (echristiansen@parsonsbehle.com), Hannah J. Ector (hector@parsonsbehle.com)
Parsons Behle & Latimer, 201 South Main St, Ste 1800, Salt Lake City, UT 84111 (801-532-1234)
Sara E. Diamond (sediamond@venable.com) Venable LLP, 2049 Century Park East Ste 2300, Los Angeles, CA 90067 (310-229-9900)

If you fail to respond, judgment by default will be entered against you for the relief demanded in the third-party complaint. You also must file the answer or motion with the court and serve it on any other parties.

A copy of the plaintiff's complaint is also attached. You may — but are not required to — respond to it.

Date: 11/25/2024



Gary P Serdar
CLERK OF COURT

Handwritten signature of Stephanie Garcia

Signature of Clerk or Deputy Clerk

AO 441 (Rev. 07/10) Summons on Third-Party Complaint (Page 2)

Civil Action No. _____

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for (name of individual and title, if any) AmeriMark Group AG
was received by me on (date) Nov 25th, 2024

☒ I personally served the summons on the individual at (place) 50 W. Broadway St. Ste. 1000
Salt Lake City, Utah on (date) Nov. 26th, 2024; or

☐ I left the summons at the individual's residence or usual place of abode with (name) _____
_____, a person of suitable age and discretion who resides there,
on (date) _____, and mailed a copy to the individual's last known address; or

☒ I served the summons on (name of individual) Martin Fasser Heeg, who is
designated by law to accept service of process on behalf of (name of organization) AmeriMark Group.
on (date) Nov 26th, 2024; or

☐ I returned the summons unexecuted because _____; or

☐ Other (specify): _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: Nov 26th, 2024

Bradlee Sain.
Server's signature

Private Investigator BRADLEE SAIN.
Printed name and title

7026 S. Commerce Park Dr. Ste. 101
Midvale, UT. Server's address 84047.

Additional information regarding attempted service, etc: